

# State of South Dakota

SEVENTY-FOURTH SESSION  
LEGISLATIVE ASSEMBLY, 1999

653C0695

## SENATE BILL NO. 162

Introduced by: Senators Everist, Halverson, and Rounds and Representatives Michels, Cutler, and Hunt

1 FOR AN ACT ENTITLED, An Act to increase the penalty for second convictions for criminal  
2 pedophilia.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That § 22-22-30.1 be amended to read as follows:

5 22-22-30.1. Criminal pedophilia is any act of sexual penetration accomplished with a victim  
6 less than thirteen years of age by any person twenty-six years of age or older under any  
7 circumstances not constituting incest as defined in subdivision 22-22-1(6). Criminal pedophilia  
8 is a Class 1 felony. If any person is convicted of criminal pedophilia, the court shall impose a  
9 minimum sentence of twenty-five years for a first offense. If any person is convicted for a second  
10 offense, the court shall impose a minimum sentence of life without parole.